

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

IN RE BEXTRA AND CELEBREX
MARKETING, SALES PRACTICES AND
PRODUCTS LIABILITY LITIGATION

THIS RELATES TO:
MDL Case No. 3:06-cv-07138-CRB

Master Docket No. M:05-CV-01699-CRB

MDL No. 1699

~~STIPULATION AND PROPOSED
DISMISSAL WITHOUT PREJUDICE AS TO
ONLY FELIPE GUTIERREZ~~

Plaintiff, Felipe Gutierrez, and defendants, Pfizer, Inc., Pharmacia Corporation, and G.D. Searle, LLC, by respective counsel undersigned, pursuant to Rule 41(a)(1), Federal Rules of Civil Procedure, hereby stipulate that the claims of only Felipe Gutierrez be dismissed without prejudice, with each side bearing its own attorneys' fees and costs.

Should Plaintiff or their lawful representative(s) attempt to re-file this claim against defendant, he shall do so only be re-filing in the United States District Court.

Dated: _____

By: _____

WATTS LAW FIRM, LLP

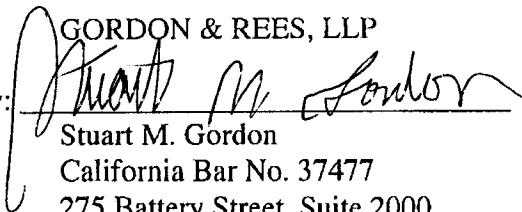

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ATTORNEY FOR DEFENDANT
PFIZER, INC., PHARMACIA
CORPORATION, and G.D.
SEARLE, LLC.

THE FOREGOING STIPULATION
IS APPROVED AND IS SO ORDERED.

Dated: August 22, 2007

CHARLES R. BREYER
UNITED STATES DISTRICT JUDGE

